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TECHNICAL MEMORANDUM

Utah Coal Regulatory Program

JK

March 10, 2008

TO: Internal File

THRU: James D. Smith, Permit Supervisor
Priscilla Burton, Team Lead

DS 03/17/08
PWBryan

FROM: Wayne H. Western, Environmental Scientist III, Engineering and Bonding

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RE: 2006 Midterm Permit Review, Nevada Electric Investment Company, Wellington
Preparation Plant, C/007/0012 and Task ID #2937

SUMMARY:

On August 29, 2006, the Division sent the Permittee a letter stating that a midterm review of the mining and reclamation plan commenced by the Division. As part of the midterm review, the Division examined the reclamation cost estimate. The Division found that the bond amount is in adequate to ensure that the Division could reclaim the site in the event of bond forfeiture and that the vegetation cost estimate is not consistent with the approved reclamation plan.

On February 28, 2008, the Division received additional information about the reclamation cost estimate. The Division determined that the amount of bond was adequate to ensure reclamation in the event of bond forfeiture.

TECHNICAL MEMO

TECHNICAL ANALYSIS:

RECLAMATION PLAN

BONDING AND INSURANCE REQUIREMENTS

Regulatory Reference: 30 CFR Sec. 800; R645-301-800, et seq.

Analysis:

Determination of Bond Amount

The Division reviewed the reclamation cost estimates as part of the midterm review. The Division determined that the bond amount was adequate to ensure that the Division could reclaim the site in the event of bond forfeiture.

Findings:

The information in the mining and reclamation plan is adequate to meet the minimum requirements of this section of the regulations

RECOMMENDATIONS:

The Division should approve the midterm review.